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OFFICE OF PETITIONS

In re Application of	:	
Sean J. Coughlan	:	DECISION ON PETITION TO
Application No. 09/857,613	:	WITHDRAW HOLDING OF
Filed: 4 June, 2001	:	ABANDONMENT
Attorney Docket No. BB-1289	:	

This is a decision on the petition filed on 20 October, 2005, to withdraw the holding of abandonment in the above-identified application.

The petition is **GRANTED**.

The application was held abandoned on 9 May, 2005, for failure to timely submit the issue fee in response to the Notice of Allowance and Fee(s) Due mailed on 8 February, 2005, which set a three (3)-month statutory period for reply. Notice of Abandonment was mailed on 10 October, 2005.

Petitioner asserts that the issue fee was timely filed. In support, petitioner has supplied a Fee(s) Transmittal sheet bearing a Certificate of Mailing dated 6 May, 2005, signed by Carol Reeder. Petitioner additionally supplied, on 3 November, 2005, a statement by Carol Reeder, Legal Patent Records Center US Docketing Clerk, stating that she mailed the PTOL-85 form on 6 May, 2005.

As the Fee(s) Transmittal filed with the present petition bears a valid certificate of mailing dated 6 May, 2005, the showing of record is that a response was timely filed, and there is no

abandonment in fact. Any inconvenience caused to applicant is regretted.

The Notice of Abandonment is vacated, and the holding of abandonment is withdrawn.

The correspondence address has been changed as indicated on the Fee(s) Transmittal form.

The issue fee will be charged to counsel's deposit account, No. 04-1928, as authorized on the Fee(s) Transmittal form.

The application is being referred to the Publishing Division for processing into a patent.

Telephone inquiries concerning this matter may be directed to the undersigned at (571)272-3231.

A handwritten signature in black ink, appearing to read "D. Wood", is positioned above the typed name.

Douglas I. Wood
Senior Petitions Attorney
Office of Petitions